

WALCZAK ET AL.
"Method And System for Validating A
Mobile Station Location Fix"
Atty. Docket No. CS10560

Appl. No. 09/769,122
Confirm. No. 5562
Examiner S. Bhattacharya
Art Unit 2687

REMARKS

Request for Reconsideration, Informal Matters, Claims Pending

The non-final Official action mailed on 8 February 2006 has been considered carefully. Reconsideration of the claimed invention in view of the amendments above and the discussion below is respectfully requested.

Claims 1-33 are pending.

Patentability of Claims Over Atkinson, Hill & Bala

Rejection Summary

Claims 1-3, 9, 12, 13, 15, 19, 21, 23, 25-27 and 31 stand rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,650,948 (Atkinson).

Claims 4-6, 8 and 18 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Atkinson in view of U.S. Patent No. 5, 857,155 (Hill).

Claims 10 and 17 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Atkinson in view of U.S. Patent No. 6, 539,230 (Yen).

Claim 11 stands rejected under 35 U.S.C. 103(a) as being unpatentable over Bajikar in view of U.S. Publication No. 2002/0068580 (Bala).

Discussion of 131 Declaration

The Applicants have submitted herewith a Declaration under 37 CFR 1.131 swearing back of the Atkinson reference. The secondary references

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relied upon to support the obviousness rejection do not meet the claim limitations in the absence of Atkinson. The rejections based on Hill, Yen and Bala are therefore improper and must be withdrawn. Kindly withdraw the statutory rejections based upon Atkinson.

Allowed & Allowable Claims

Claims 7, 14, 16, 20, 24, 28-30, 32 and 34 were indicated as being allowable although they stand objected to for dependence on rejected base or intervening claims.

In view of Applicants' 131 Declaration, the objections to the allowable claims have been overcome. Therefore Claims 7, 14, 16, 20, 24, 28-30, 32 and 34 are now in condition for allowance.

Prayer For Relief

In view of any amendments and the discussion above, the Claims of the present application are in condition for allowance. Kindly withdraw any rejections and objections and allow this application to issue as a United States Patent without further delay.

Respectfully submitted,


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